



Practitioner's Docket No. U 014705-6

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: **MAHESH V. PATEL, ET AL.**

Serial No.: 10/616,888

Group No.: 1625

Filed: JULY 10, 2003

Examiner: MORRIS, PATRICIA L.

For: **ANTIBACTERIAL CYANO-(SUBSTITUTED)-METHYLENEPIPERIDINOPHENYL OXAZOLIDINONES TARGETING MULTIPLE RIBONUCLEOPROTEIN SITES**

**Mail Stop Issue Fees  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450**

**TRANSMITTAL OF PAYMENT OF ISSUE FEE (37 C.F.R. 1.311)**

*NOTE: Submission of a Transmittal of Payment of Issue Fee after issuance of the Notice of Allowance in an application does **not** result in a reduction in patent term adjustment under 37 C.F.R. § 1.704(c)(10). See Notice of May 29, 2001, 1247 OG 111-112, June 6, 2001.*

**1. Applicant hereby pays the issue fee for the attached Issue Fee Transmittal PTOL-85.**

*NOTE: 37 C.F.R. § 1.27(g): "(1) New determination of entitlement to small entity status is needed when issue and maintenance fees are due. Once status as a small entity has been established in an application or patent, fees as a small entity may thereafter be paid in that application or patent without regard to a change in status until the issue fee is due or any maintenance fee is due.*

*(2) Notification of loss of entitlement to small entity status is required when issue and maintenance fees are due. Notification of a loss of entitlement to small entity status must be filed in the application or patent prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity as defined in paragraph (a) of this section is no longer appropriate. The notification that small entity status is no longer appropriate must be signed by a party identified in § 1.33(b). Payment of a fee in other than the small entity amount is not sufficient notification that small entity status is no longer appropriate."*

**CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10\***

*(When using Express Mail, the Express Mail label number is **mandatory**;  
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

**37 C.F.R. 1.8(a)**

☒ with sufficient postage as first class mail.

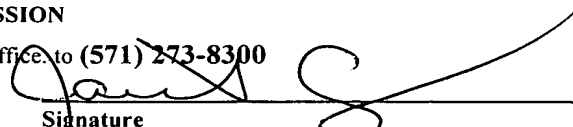
**37 C.F.R. 1.10\***

☐ as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_ (mandatory)

**TRANSMISSION**

☐ transmitted by facsimile to the Patent and Trademark Office to **(571) 273-8300**

Date: June 13, 2008

  
Signature

Janet I. Cord  
(type or print name of person certifying)

*• Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.*

2. Applicant

A. Asserted small entity status in this application by

- ☐ payment of the basic filing or national fee as a small entity (37 C.F.R. § 1.27(c)(3)) or
- ☐ prior submission of a Written Assertion or Statement of Small Entity Status (37 C.F.R. § 1.27(c)(1))

It is confirmed that small entity status for this application has been checked, is still in effect and is being asserted.

- ☐ A WRITTEN ASSERTION OR STATEMENT OF SMALL ENTITY STATUS signed by an appropriate party as required by 37 C.F.R. § 1.27 is attached.

**WARNING:** "Payment of a fee in other than the small entity amount is not sufficient notification that small entity status is no longer appropriate." 37 C.F.R. § 1.27(g)(2).

(complete the following, as applicable)

- B. ☐ Applicant hereby notifies the Office, in accordance with the requirements of 37 C.F.R. § 1.27(g)(2), that it no longer has status as a small entity.

- ☐ A "NOTIFICATION OF LOSS OF STATUS AS SMALL ENTITY" signed by an appropriate party is attached.

- ☐ Applicant has not asserted small entity status.

3. Fee (37 C.F.R. 1.18(a) and (b)):

Application status is:

	<u>Regular</u>	<u>Design</u>
small business entity—fee	<input type="checkbox"/> \$ 720.00	<input type="checkbox"/> \$440.00
other than a small entity—fee	<input checked="" type="checkbox"/> \$1,440.00	<input type="checkbox"/> \$820.00
Publication Fee	<input checked="" type="checkbox"/> \$ 300.00	

4. Payment of fee:

- ☒ Enclosed please find check for \$ 1,740.00.
- ☒ Charge Account 12-0425 for any fee deficiency or credit overpayment.
- ☐ Charge Account \_\_\_\_\_ the sum of \$ \_\_\_\_\_.  
A duplicate of this request is attached.

Reg. No.: 33, 778

Tel. No.: (212) 708-1935

Customer No.:

  
SIGNATURE OF PRACTITIONER

Janet I. Cord

(type or print name of practitioner)

P.O. Address

c/o Ladas & Parry LLP  
26 West 61<sup>st</sup> Street  
New York, N.Y. 10023



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**Commissioner for Patents**

**P. O. Box 1450**

**Alexandria, VA 22313-1450**

**TRANSMITTAL OF CERTIFIED COPY**

Attached please find the certified copy of the foreign application from which priority is claimed for this case:

Country:	India
Application Number:	392/MUM/2003
Filing Date:	21 April 2003

**WARNING:** "When a document that is required by statute to be certified must be filed, a copy, including a photocopy or facsimile transmission of the certification is not acceptable." 37 C.F.R. 1.4(f) (emphasis added).

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**CERTIFICATE OF MAILING (37 C.F.R. 1.8a)**

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Date: June 13, 2008

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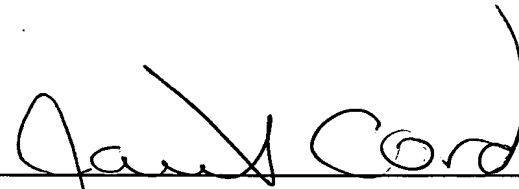
Janet I. Cord

(type or print name of person certifying)

Reg. No.: 33,778

Tel. No.: (212) 708-1935

Customer No.:



**SIGNATURE OF PRACTITIONER**

Janet I. Cord

*(type or print name of practitioner)*

P.O. Address

c/o Ladas & Parry LLP  
26 West 61<sup>st</sup> Street  
New York, N.Y. 10023

*NOTE: "The claim to priority need be in no special form and may be made by the attorney or agent, if the foreign application is referred to in the oath or declaration, as required by § 1.63." 37 C.F.R. 1.55(a).*